

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 KHARI VARNER,

4 Plaintiff

5 v.

6 DEPARTMENT OF FAMILY SERVICES, et
7 al.,

8 Defendants

Case No.: 2:24-cv-02130-APG-BNW


**Order Accepting Report and
Recommendation and Dismissing Case**

[ECF No. 14]

9 On May 2, 2025, Magistrate Judge Weksler recommended that I dismiss this case
10 because mail sent to Varner was returned as undeliverable and Varner did not comply with the
11 court's order to update his address. ECF No. 14. Varner did not object. Thus, I am not obligated
12 to conduct a de novo review of the report and recommendation. 28 U.S.C. § 636(b)(1) (requiring
13 district courts to "make a de novo determination of those portions of the report or specified
14 proposed findings to which objection is made"); *United States v. Reyna-Tapia*, 328 F.3d 1114,
15 1121 (9th Cir. 2003) (en banc) ("the district judge must review the magistrate judge's findings
16 and recommendations de novo *if objection is made*, but not otherwise" (emphasis in original)).

17 I THEREFORE ORDER that Magistrate Judge Weksler's report and recommendation
18 (ECF No. 14) is accepted, this case is dismissed without prejudice, and the clerk of court is
19 instructed to close this case.

20 DATED this 22nd day of May, 2025.

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22 _____
23 ANDREW P. GORDON
CHIEF UNITED STATES DISTRICT JUDGE